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VOL. CVII. NEW SERIES—NO. 14,027.

LOUISVILLE, TUESDAY MORNING, MAY 28, 1907.—10 PAGES.

PRICE (THREE CENTS. ON TUESDAY FIVE CENTS.)

The Weather.
Forecast for Tuesday and Wednesday:
Kentucky—Fair; warmer Tuesday and Wednesday.
Indiana—Fair; warmer Tuesday; Wednesday partly cloudy and warmer; light variable winds, becoming southeast.
Tennessee—Fair; warmer Tuesday and Wednesday.

THE LATEST.

Troubles of the Hargises at Lexington are not over yet. The Commonwealth may decide to try the cases against Alex. and Ethelbert Hargis, charged with the murder of James Cockrell, and Judge Parker decided yesterday that James Hargis and others must answer the suit for damages for the murder of Dr. B. D. Cox.

Eight members of the Chicago Board of Education who were summarily dismissed by Mayor Buse last week after they had refused to comply with his request for their resignations, were refused an injunction restraining the Mayor from appointing other persons to fill their places.

A party, including the President and Miss Ethel Roosevelt, which started from Washington yesterday for a horseback ride to Mt. Vernon, returned to the Capital mud-spattered and drenched, having been caught in a heavy shower.

John Koonitz, a fire-eater with a circus, was terribly burned at Paducah while giving an exhibition for the benefit of some of his friends. His head was enveloped in flames and his glasses alone saved both his eyes from being destroyed.

The supply of talemen was again exhausted at Boise yesterday and the Haywood trial was postponed until Friday. In the meantime the Sheriff will summon a special venire of sixty-one men.

Temperance forces took possession of Bowling Green, a large crowd making a demonstration in the form of a parade and services being held in a tent. Women and children joined in the parade, in which 2,000 persons participated.

Mayor Thomas Combs, of Lexington, in a hot card to the public, offers to resign if it can be shown that one dollar of city funds has been misapplied, as was charged in a suit filed by former Mayor Duncan.

Taking advantage of the rain which was badly needed, farmers of Bourbon county worked all day Sunday setting out tobacco plants, the season being so backward that no time could be lost.

The Post-office Department has received no official notification of the charges said to have been formulated against Representative Rodenburg regarding the East St. Louis post-office.

Noble Robinson, a tobacco grower of Caldwell county, was taken from his home by masked men and forced to dig up his own plant bed, the men standing by while he used a hoe.

The Supreme Court of the United States has postponed until October the motion to advance the case of William Adair, charged with violation of the Interstate Commerce Act.

The funeral of Mrs. William McKinley will take place Wednesday at Canton. Friends of Mrs. McKinley will be allowed to view the body to-day at the residence.

The Supreme Court of the United States yesterday handed down a decision sustaining the Interstate Commerce Commission in two important cases.

Dallas Sanders, one of the best-known Democrats in Pennsylvania politics and a prominent attorney of Philadelphia, died at Atlantic City yesterday.

News of the theft of medals by vandals from a Japanese official attached to the Japanese cruiser Chitose came to light yesterday at New York.

The Wisconsin Assembly yesterday passed without opposition a bill prohibiting the use of tobacco by boys under fifteen years of age.

The strike situation in Santiago, Cuba, is serious. Strikers are making open threats to burn property and citizens are arming themselves.

New high records for the crop were made in the Chicago wheat market yesterday, July selling at \$1.03½ and December at \$1.05½.

A bronze statue of Jere Baxter, promoter of the Tennessee Central Railroad, was unveiled in Nashville yesterday.

Six jurors have been secured in San Francisco for the trial of Mayor Schmitz on the charge of extortion.

Labor troubles are multiplying in Berlin. The bakers have decided to declare a general strike May 29.

Reports from the West tell of unusually cold weather and consequent damage to growing crops.

Five hundred longshoremen went on a strike yesterday at Vancouver, B. C.

MAY GO FREE WITHOUT TRIAL

Hargis Sends Rush Messenger For a Judge.

Prosecution Fails To Appear At Sandy Hook.

Defense Will Try To Force Trial At This Term.

Will Ask Dismissal of Cox Murder Charge.

CARNES MAY BE APPOINTED.

Sandy Hook, Ky., May 27.—[Special.]—Judge M. M. Redwine to-day declined to preside in the trial of Jim Hargis or the other feud cases sent to Elliott county from the Breathitt Circuit court, and within an hour after the ruling Attorney Will A. Young and Jim Hargis had a man on the road to Morehead en route to Frankfort to notify Gov. Beckham. This man, J. W. Sparks, Deputy Circuit Court Clerk, was instructed by Young to get the commission from the Governor for a special Judge and to get that man, whoever he might be, and bring him post haste to Sandy Hook to preside in the trials.

Young stated later to the correspondent that the defendants were ready and would demand a trial as soon as the special Judge arrived, and as proof that he was speaking with full knowledge and authority when he said a Judge would be here, he wired Alex. Hargis at Jackson that Redwine had vacated and to bring John Abner and come on first train.

While neither Young nor Jim Hargis would admit that Judge Carnes would be the man, it is rumored in the camp of the defense that the man who discovered Sandy Hook would receive another appointment from the Governor and proceed with the trials. The president term of the Elliott Circuit Court ends this week, but if the special Judge arrives before the end of the term Judge Redwine could extend the term for an indefinite period to permit of the cases being tried. Should this not be done the cases will be reassigned for trial at the October term of court, or the special Judge can call a special term at any time to suit the convenience of parties interested, and right now those connected with the defense seem to be the only ones concerned. Commonwealth's Attorney John Vaughn is not here, and will not be, because court begins at Grayson, Carter county, next Monday.

May Be Judge Carnes.

Byrd and Jonett are not here and information was received by the correspondent this afternoon that they would not be here. No members of the Caldwell family of Jackson, who are behind the prosecution of the men charged with the murder of Dr. B. D. Cox are here, none of the Commonwealth witnesses have been summoned nor will they be, and it is rumored to-night that in view of these facts that the special Judge would be asked to dismiss the defendants. It is argued that those associated with the prosecution have had ample time to prepare for trial since the transfer of the cases by Judge Carnes in March last, and that because of their dilatory efforts it would only be justice to the defendants to turn them loose. One thing which gives color to the report that Gov. Beckham would appoint a special Judge immediately and send him here was contained in a statement to the regular jury panel by Judge Redwine this morning. After announcing his intentions of vacating the bench Judge Redwine stated to the jury that there was no further business before his court, but for them to report back tomorrow morning for any matters that might arise.

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Redwine's Reasons.

In giving his reasons for declining to preside in the feud trials Judge Redwine paid his respects to the press. He said that in view of certain statements contained in the press of the State after the change of venue had been granted by Judge Carnes at Jackson he deemed that it would be highly improper for him to preside. He said the cases were sent to Elliott county without his consent and against his wishes and for personal reasons he would decline to act.

That Jim Hargis is in better hands in Elliott county than he would be in Breathitt and in just as good hands as he is in Fayette county has been clearly and thoroughly demonstrated during the day. All during the day crowds of farmers flocked to town and the largest crowd in the history of the hamlet has been in evidence far into the night. This was the first time many of them had been to town in years and Hargis was the magnet that drew them. They began to arrive before daylight, all with one object in view, to see and talk with Jim Hargis, and that desire was fully gratified before they took their departure to-night.

Hargis Busy Shaking Hands.

All day long was spent by Judge Hargis in shaking hands with and getting the views of natives on his case, and while this was going on Attorney "Bill" Young, as he is known to every man in Elliott county, spent his time in discussing the Hargies with the residents of Elliott county and impressing upon them the necessity of people of the mountains in standing together and not punishing one of their members just to gratify a desire of some enemy in the Bluegrass. Shortly after the decision of the Court of Appeals last Thursday, in which the court sustained the ruling of Judge Carnes in the change of venue question, A. F. Byrd stated to the correspondent at Lexington that the prosecution would not be ready for trial at this term of court. When told that it was even rumored that the defense would ask for a dismissal if the representatives of the Commonwealth failed to show up, he said it was just as well that the proceedings be thus disgraced as to go through a trial and have it to end even more disgracefully.

DRENCHED AND MUD SPATTERED

Presidential Party Got Ducking At Mount Vernon.

Storm Overtook Them On Equestrian Trip.

Big Trees Uprooted In Grounds At Capitol.

SNOW IN THE NORTHWEST.

Washington, May 27.—A badly mud-spattered party, at the head of which was President Roosevelt, got off a car of the Washington, Alexandria and Mount Vernon electric railway here shortly before 6 o'clock this evening. They had been on a visit to Mount Vernon, part of the trip being by horseback, and had been caught in a heavy shower, and were splashed from head to foot with mud. The other members of the party, besides the President, were Mrs. Roosevelt, Miss Ethel Roosevelt, Postmaster General Meyer and Capt. Fitzhugh Lee, one of the President's military aides.

The trip in many respects was a "rough riding" one. The President has explored on horseback much of the country about Washington lying north of the Potomac river. He also has made occasional visits across the river west of Washington. He was anxious, however, to make the longer trip to Mount Vernon, and several days ago planned to-day's excursion. The party accordingly started at 11 o'clock.

Storm Overtook Party.

The distance from Washington to Mount Vernon is sixteen miles. The trip to Alexandria was made by trolley in half an hour. At the city's outskirts the President's orderly, McDermott, was awaiting the party with five good saddle horses. It took but a few minutes for the party to mount and get off. They had entered along a road, however, before the rain came, and a storm overtook them. They did not have time to find shelter before all of them got drenched almost to the skin. Finally they espied an unoccupied farmhouse along the roadside, and sought shelter under the "lean-to" at the rear for half an hour. Covering in an outbuilding also was found for the horses. There was a remarkably heavy downpour of rain and vivid flashes of lightning, accompanied by peals of thunder.

Mount Vernon was reached about 2 o'clock, almost an hour behind the scheduled time. Here Col. Dodge, the superintendent of the grounds, gave the party a cordial welcome, showed them over the grounds, about 5,000 acres in all, through the mansion and the various buildings and pointed out to them the Fairfax estate in the distance. There were a number of visitors at Mount Vernon, and the President shook hands with them.

Luncheon Served.

Lunch was served in the old house used as a kitchen on state occasions in the Colonial times, but now occupied as a dining-room. Col. Dodge was one of the party at lunch. The guests were ready to return to Washington at 3:30 o'clock, but after a rain set in and delayed them for fifteen minutes. Then the sun shone again and the party set off for Washington.

At Alexandria a number of people were assembled to whom the President bowed his acknowledgments. There the presidential party boarded the special car for the remaining seven miles. President Roosevelt was the first to alight from the car when he reached Washington. He and Mrs. Roosevelt and Miss Ethel all went to the White House, where the President resumed his work at the Executive office. He showed every evidence of having enjoyed his outing.

Trees Uprooted.

Capital Visited By Severe Electrical Storm.

Washington, May 27.—One of the severest electrical storms that Washington has experienced for a year passed over the city this afternoon. It was accompanied by a violent wind which did considerable damage to the trees and shrubbery in the Mall and Capitol grounds and in various parts of the city.

In the Capitol grounds about fifty trees were damaged, several from twenty- to forty feet high being uprooted. Trolley lines in the vicinity of the city suffered severely, and telegraph communication with points south was interrupted.

Indiana Hard Hit.

Indianapolis, Ind., May 27.—A severe wind and electrical storm last night did much damage in different parts of the State. Trees and fences were blown down and houses in many localities were destroyed.

At North Vernon one dwelling was demolished and several roofs were blown away. At Hammond John Wilson was killed by lightning. Blossoms were stripped from the trees by hail and wire communication was interrupted. The oil refinery at Griffith was struck by lightning.

Snow In Michigan.

Detroit, Mich., May 27.—Snow is reported from all over the lower Peninsula of Michigan to-day, with a veritable blizzard prevailing over the Saginaw valley. Cadillac reports that five inches of snow fell last night, with more coming, and six inches have fallen at Petoskey. Snow fell during the morning at Jackson and Kalamazoo.

TO UNVEIL BAYARD STATUE ON JUNE 22.

Ex-President Cleveland Will Deliver the Principal Address.

Wilmington, Del., May 27.—It has been arranged by the committee in charge of the memorial statue to Thomas F. Bayard, former Secretary of State and first Ambassador of the United States to the Court of St. James to have it unveiled and formally dedicated on June 22. The principal address will be delivered by former President Grover Cleveland, in whose first cabinet Mr. Bayard was Secretary of State, and the other speaker will be Federal Judge George Gray, of this city, who will introduce Mr. Cleveland.

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Eight Thousand Men Now On Guatemala Frontier.

Will Not Permit Any Wholesale Executions.

American Says Anti-Cabrera Plot Was a Fake.

ARRESTS GRAND STAND PLAY.

Mexico City, May 27.—Mexico has 8,000 men fully equipped and on a war footing now on the Guatemalan frontier. Distributed at strategic points to the south of this Capital are 8,000 additional troops, which can be transported to the border on twenty-four hours' notice. While there is a disposition in official circles to modify the height of the tension existing between President Estrada Cabrera and the Mexican Government, it is admitted on all sides that should Cabrera carry out his intention of executing the nineteen men accused of complicity in the alleged attempt to assassinate him, Mexico would be forced to intervene.

More light is thrown on the recent attempt to assassinate Cabrera by A. P. Hawley, an American business man, who has returned from a trip to Guatemala and the Central American republics.

"Two days after the alleged attempt," said Mr. Hawley, "it was known about Central America that the whole business was a badly garbled plan framed up by Cabrera himself in an inspired moment, to arouse the sympathy of the country and the neighboring republics in his behalf."

"All he got was a thinly veneered note of regret and sympathy from the various countries, who were, as a matter of courtesy, obliged to accept the statement of the Government."

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Philip Brown, the American Charge and Secretary of the legation at the Guatemalan capital, has reported to the State Department by cable upon the events connected with President Cabrera's efforts to punish the instigators of the attack and also to crush the incipient rebellion which threatens the country.

Mr. Brown joined the other members of the diplomatic body in Guatemala City in a protest directed to Cabrera against the proposed execution of no less than nineteen persons who had been arrested by the police in connection with the attempted assassination, and when he reported this fact to the State Department he was advised against interference, in view of his statement that, while a number of foreigners were included in the list of condemned, none of them was an American. However, Mr. Brown has again cabled the department asking if he might use his personal influence in behalf of the prisoners and Secretary Root to-day cabled him the necessary permission. The department probably will be pleased if Brown can avert the execution of the sentences, for it is probable that the execution of any of these foreigners upon the evidence against them will lead to forcible foreign intervention.

THOUSANDS OF MEN TO LOSE EMPLOYMENT.

Chicago Paper Says Railroads Are Preparing For Stringent Economy.

Chicago, May 27.—Between 60,000 and 100,000 men will be thrown out of employment by the railroads of the country before the end of the first week in June, according to the Record-Herald. It has been the custom in the past for the railroads to reduce their payrolls at the beginning of summer, but this year the roads have issued especially stringent economy orders, and the working forces will be reduced to the lowest possible point.

In addition to the employees in the regular service, many thousands of laborers will be discharged by the railroads which have abandoned new work and new extensions, owing to the difficulty of raising money.

REPORT OF BIG MERGER IS STRONGLY DENIED.

New Haven, Conn., May 27.—Owing to the fact that President C. S. Mellen is absent from New Haven, no statement could be had from him to-day relative to the reported formation of a merger or working agreement between the New York, New Haven and Hartford and the Pennsylvania railroads, which would give the Pennsylvania control of lines from the Central West and the Gulf to St. John, N. B. In another high official source, however, an absolute and unqualified denial of the report was made. The denial can be regarded as authoritative.

Delmas For the Defense.

San Francisco, May 27.—Delphin M. Delmas has been engaged to defend Louis Glasse and T. Halsey, two officials of the Pacific States Telephone and Telegraph Company, indicted for bribery. He made his first appearance in court this morning.

STOLE THE ORDER OF THE RISING SUN

JAPANESE NAVAL OFFICER, WHILE AT NEW YORK, VIC-TIM OF VANDALS.

New York, May 27.—News of the theft of several hundred orders of ten medals and decorations belonging to Lieut. Mori of the Japanese cruiser Chitose while that vessel was at anchor here recently became known to-day through correspondence between naval officers who have undertaken to find the missing decorations. If possible, the medals were threatened.

On the day during the cruiser's stay in this port, Lieut. Mori's service blouse, on which were pinned the medals, hung behind a door leading to the officers' quarters on the Chitose. While it was there someone cut the cloth on either side of the front of the blouse and carried away the medals.

Among the decorations were the Order of the Rising Sun, which was given to Lieut. Mori by the Emperor for exceptional courage during the attack on Port Arthur, medals for his participation in the Russo-Japanese war, and the Yalu medal in the battle of the Yalu against the Chinese and one of gold presented to him for jumping overboard during a storm and saving a shipmate.

INCENDIARY THREATS

BEING MADE BY STRIKERS IN SANTIAGO.

Citizens Are Arming Themselves, Declaring the Situation To Be Unbearable.

Santiago, Cuba, May 27.—The strike situation in this city today is very serious. Striking to-day, there was considerable shooting throughout the day, and at one time this afternoon a serious outbreak was threatened.

The business district of the city is being guarded by five hundred members of the local militia. Many rifle shots were exchanged with rioters, but no one has been reported killed. It is supposed the firing was for the purpose of intimidating. One bullet entered the offices of the Ward Line of steamships.

Open threats to burn property are being made and with this approach to anarchy many citizens of Santiago are arming themselves. They declare the situation to be unbearable.

The Board of Arbitration, formed yesterday to settle the strike of the longshoremen, has not yet selected its fifth member.

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CASE GOES OVER UNTIL OCTOBER

Supreme Court Defers Argument In Kentucky Action.

Question of Union and Non-union Laborers.

McKenna Sustains Interstate Commerce Commission.

SENATOR M'CREARY ON BRYAN.

Washington, May 27.—[Special.]—The Supreme Court to-day postponed until the next term, October, the motion to advance in the case of William Adair vs. the United States, from the Eastern Kentucky district. It was hoped by the counsel that the court would grant an early hearing as a number of similar prosecutions are pending, awaiting the decision of the court on the questions involved. Adair was convicted and fined for violations of the act "concerning carriers engaged in interstate commerce and their employees."

Attorneys' Contentions.

His attorneys contend that the sections of the act violated are unconstitutional. "First, because Section 10 is not a regulation of commerce within the meaning of the commerce clause of the Constitution."

"Second, because said section violates the fifth amendment to the Federal Constitution in that it deprives the plaintiff in error of his property without due process of law."

"Third, because by the first section of the act, interstate and intrastate employees are so commingled that it is not possible to make the act apply only to interstate employees, unless the courts read into the act something which Congress has not put there, and this the courts will not do. Admittedly Congress has no power to regulate intrastate commerce."

Union Or Nonunion.

"Fourth, because said Section 10 of the act unreasonably classifies union laborers and seeks to confer upon them privileges which are not accorded to nonunion laborers, and also gives an undue preference and advantage to union laborers engaged in train operation or train service, as against nonunion laborers otherwise employed."

The trial court overruled the demurrer of the plaintiff in error to the indictment and sustained the constitutionality of Sections 1 and 10 of the act. The United States District Court for the Western district of Kentucky in a similar indictment under the same sections of the act sustained a demurrer to the indictment and held that the sections of the act were unconstitutional.

Through Judge Cochran's decision, from which an appeal was allowable, the Government is thus able to bring the case before the Supreme Court, which it could not do under the decision of Judge Evans in a similar case.

It will therefore be as late as January before the Supreme Court can hear arguments, even in the event of an advance of the case at the October term.

Charges Against Rodenburg.

The Post-office Department has received no official notice of the charges said to be in course of preparation against Representative Rodenburg, of Illinois, who is alleged to have required of his appointee in the East St. Louis post-office a division of salary with his brother, Charles Rodenburg, the assistant postmaster. The salary of the postmaster is \$2,900, and Mr. Rodenburg's part as an assistant in the office was to be \$1,100, according to the reports from St. Louis.

Mr. Hitchcock, the First Assistant Postmaster General, said to-day that charges of a somewhat similar nature were made against Representative Rodenburg some time ago, but an investigation showed they were unfounded. The First Assistant does not take much stock in the new case.

Representative Rodenburg served in Congress several years ago, and while there voted against an appropriation for the Civil Service Commission. After this defeat he was made a Civil Service Commissioner, an appointment which caused much unfavorable comment at the time. Last year he was re-elected to Congress.

Commission Sustained.

There were handed down in the Supreme Court to-day by Mr. Justice McKenna two decisions sustaining orders of the Interstate Commerce Commission. One of the cases, the Central Yellow Pine Association

Berne
A New Shade in
Hats
Delicate light cream color that's entirely new. And the contrasting black and binding—two shades darker—make this hat the "finest" novelty out this season.
Telescope in two dimensions; snapped-down brim; finest, softest fur felt. "Dead swell!"
—\$3.50. Shown only at
LEVY'S Third and Market
Courier-Journal.

TUESDAY, MAY 28, 1907
CITY FEATURES.

Hamburg-American Line Sixtieth Anniversary.
Sixty years in existence, the Hamburg-American Line today can point to the largest ocean steamship fleet in the world, whose house-flag is flown on every sea and in the chief port of every continent. It is difficult to realize what this veritable armada of commerce has accomplished. On May 27, 1847, the company was established with a modest capital and high hopes. Three clipper ships were built and the battle with the British began for control of ocean transportation. The Deutschland, Nordamerika and Rhein were the pioneer vessels. The Elbe, Oder and Danube followed, and the "fleet" averaged about 70 tons a vessel. A score of cabin passengers, 200 steerage passengers and a little freight was the complement of each. The time for a trip averaged from 20 to 40 days. The Kaiserin Augusta Victoria made her maiden trip the other day, carrying 550 first-class, 300 second-class and 200 third-class passengers, in addition to a crew of 600, and all without overcrowding. This contrast shows the company's marvelous progress.

In 1848 the company adopted steam power, and in 1885 the twin-screw system. This latter occasion was the first application of this method of propulsion for merchantmen. Having solved in the manner outlined the question of speed and service, the company next turned its attention to increasing the comfort and ease of its patrons. Sea-sickness was measurably overcome by building vessels of great burden—10,000 tons, which later was increased to 15,000 tons in the case of the Deutschland, and to 25,000 tons in the case of the America. Sumptuous apartments, magnificent furnishings, florist shops, palm gardens, sparkling fountains, libraries, hydrotherapy, electric baths, gymnasiums and a force of trained nurses are found on the America and Kaiserin Augusta Victoria. They are veritable floating palaces. Every modern precaution for speed and safety is installed in the vessels of the Hamburg-American Line.

MODEL LICENSE LAW.
MANY SUGGESTIONS MADE TO DISTILLERS' COMMITTEE.

Preliminary Meeting To-day To Take Up Matter of Legislation To Secure Such Legislation.

A meeting of the Committee of the Kentucky Distillers' Association, which has in charge the matter of securing the adoption of a model license law to govern the granting of licenses of saloons, and to graduate as far as possible the evils of the retail liquor business, will be held to-day. The members of the committee are: George G. Brown, chairman; Marion E. Taylor, George McGowan and L. R. Redfield, of Louisville; and Capt. James Driven, of Bardonia.

Mr. Brown has received many letters commending the plan for a model license law and many suggestions from different sources. It is planned to submit to secure the support of all wholesale and retail liquor organizations first. Mr. Brown desires to receive communications from all sources. One minister suggested that members of the License Board should decide to refuse the matter of the vote of the residents of the district in favor of licensing saloons. The meeting in nature and plans for the campaign will be discussed and probably outlined. The committee will decide to take up the matter with the National Wholesale Liquor Convention, which will be held in Atlantic City in July.

Capt. Abraham To Reunion.
Capt. J. E. Abraham, inspector of bulls under Capt. E. L. Dorsey, supervisor of the Louisville district, was yesterday granted the Confederate reunion at Richmond, Va. He will be absent about ten days. During his absence Capt. E. L. Dorsey will act as inspector of bulls.

Marriage Licenses.
Marriage licenses were issued yesterday to the following: William S. Vanfossen and Mrs. Sadie Wilson, both of Louisville; and Mary E. Spelling.

MADE TEMPORARY INSPECTOR.
Lawrence I. Rebel was appointed temporary inspector yesterday by Judge William G. Deering, Surveyor of the Port.

REPORT OF THE GRAND JURY.

George Hartz, who, according to the Commonwealth's evidence, merely went gunning for negroes because he felt in the humor for it and because plenty of them happened to be handy, was given twelve years in the penitentiary in the Criminal Court yesterday on the charge of voluntary manslaughter. The jury was eight minutes in reaching this verdict. The defendant was accused of the murder of Frank Douglass, colored, and the killing occurred in the saloon of Bumann & Bulke, at 263 East Green street, on February 27. Douglass was shot through the neck and shoulder and died in three days.

Thomas Taylor, another negro, who had come within the line of Hartz's fire, and was struck in the shoulder, had been summoned as a witness in the case, but did not appear. Since the killing he had gone to Sulphur. The defendant swore that while he was standing at the bar Douglass attempted to rob him and drew a knife and made at him.

The Commonwealth, however, charged that this was a cook-up story, and that while Hartz was standing drinking with Douglass, the latter was holding a pistol in his hand, and was about to shoot him. Hartz was only a few feet away with his back turned to the range of the bullet through Douglass' body indicated that it had been fired from the rear.

After the first shot was fired Hartz is alleged to have turned his weapon on another negro with the remark that he would shoot him if he did not get out of there. However, caught on the irascible guard, Hartz is thirty years of age.

The jury selected to try the case was as follows: George V. Anderson, clerk; D. W. Kessler, farmer; Arthur A. Finney, plumber; M. J. Brady, plumber; T. A. McDonald, coal dealer; H. D. Calhoun, telephone agent; W. Specht, saloonkeeper; J. H. Shively, farmer; F. V. Smith, horse trader; J. H. Bryan, railroad clerk; C. P. Foster, tobacco dealer.

Bequests Family Bible.
After the death of the property to his widow, John Will Dawson, whose will was tendered for probate yesterday, provided that his family Bible be given to his youngest son, Allen Dawson, in the event that he marries. The court, however, held that the will was not valid in that event, and gave the Bible to the one of his daughters, Hattie E. Dawson, during her lifetime.

The instrument is dated April 20, 1907, and was signed by the testator, John Will Dawson, in the presence of his wife, Hattie E. Dawson, and two witnesses, one of whom is the county clerk.

Other wills tendered in the County Court yesterday were as follows:

That of Henry Beck, dated February 5, 1907, in which he gives his property to his brothers, Carl and Albert Beck, and his sister, Lena Miller. William Beck, Albert Beck and Lena Miller are named as witnesses.

That of Carrie E. Metz, dated January 20, 1907, in which she gives her property to her son, John Metz, and her daughter, Mary Metz. The Cave Hill Cemetery is named as a witness.

The proceeds from which is to pay for care of her and her monument. The rest of the property goes to the Louisville Trust Company, named executor.

That of Nellie Reddington Brennan, dated December 15, 1906, in which she bequeaths her property to her sister, Reddington and Minnie Reddington Smith. No executor is named.

That of Sophie Steubling, dated July 12, 1901, in which she gives her property, consisting of a railroad bond, to her son, Adam Steubling. No executor is named.

TWELVE YEARS
Given George Hartz For Killing Negro.
OPEN INDISCRIMINATE FIRE IN A SALOON.

J. W. DAWSON'S PROVISIONS AS TO FAMILY BIBLE.
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The Commonwealth, however, charged that this was a cook-up story, and that while Hartz was standing drinking with Douglass, the latter was holding a pistol in his hand, and was about to shoot him. Hartz was only a few feet away with his back turned to the range of the bullet through Douglass' body indicated that it had been fired from the rear.

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Report of Grand Jury.
The grand jury returned the following indictments yesterday and adjourned until this morning:

Grand Larceny—Henry Berry, Henry Jones, Harry White and Harry Wilson. Malicious Cutting—Gens. Dickerson, Holberry, Joseph Holberry, John Decker and Willard Woolley.

Grand Larceny—charged with grand larceny, was dismissed.

Court Paragraphs.
—The Haverhede Hall Clock Company sued E. S. Johnson for \$315.50 said to be due on account.

—J. E. Brown sued Elizabeth Warden for \$200 said to be due as rent on a house at 37 West Green street.

—Alice Hopson sued John Hopson for divorce. They were married in December, 1885.

—The Home and Savings Fund Company Building Association sued Edward Murphy and others to enforce a lien for \$703.05.

—Thurston C. Hallard confessed judgment for back taxes in the County Court yesterday on omitted personality worth \$408 for one year.

—Rosa Wagner sued the Merchants' Ice and Cold Storage Company for \$237, the value of a horse of the plaintiff said to have been injured by a wagon of the defendant.

—In the case of E. T. Cloud against the Irving Trust Company, the court on account of alleged personal injury Judge Field gave peremptory instructions for the defendant.

—A jury in Judge O'Doherty's court, in the case of E. G. Heitrick against the Louisville Trust Company, returned a verdict for \$12.48 for the plaintiff, said to have been injured by a wagon of the defendant.

—A verdict under peremptory instructions for the defendant was returned by a jury in Judge O'Doherty's court in the case of Lee Greenwell against the American Oak Leather Company. The plaintiff had asked \$10,000 for a law requiring a more stringent examination for veterinarians before they are allowed to practice in this State.

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Every one should take a tonic in the Spring; their systems require it. The blood has become thick and sluggish with the accumulations left in the system from the inactive, indoor life and from the heavy, rich foods of the Winter season. The blood, being in this unnatural and disordered condition is unable to furnish the body with the increased amount of nourishment necessary for the more energetic life of Spring and Summer, and the system suffers from debility, weakness, nervousness, indigestion, loss of appetite, and many other unpleasant symptoms of a disordered blood circulation. When the system is in this run-down and disordered condition it is not safe to take unknown concoctions, sarsaparillas, compounds, etc., because they usually contain potent and often dangerous ingredients, and the system is weakened system at a time when it needs gentle and natural stimulation to throw off the impurities and recuperate its lost energy. S. S. S. is appropriately called Nature's tonic. It is made entirely of roots, herbs and barks from the great storehouse of forest and field, selected for their purifying and health-restoring qualities, and as it does not contain the slightest trace of mineral in any form it is perfectly safe for young or old. S. S. S. acts directly on the blood, ridding it of all impurities and poisons, and restoring the lost properties of rich, nutritive strength so that it is able to supply the system with the healthful, invigorating energy needed to pass the trying season of the year. Its action is the most pleasant, prompt and satisfactory of all tonics, and those who feel the need of such a medicine will do well to commence the use of S. S. S. at once. S. S. S. restores lost energy, relieves the tired, worn-out feeling, helps the appetite, aids digestion, and adds tone and vigor to the system. **THE SWIFT SPECIFIC CO., ATLANTA, GA.**

His duties will be to watch the excursion steamers and not permit them to carry more passengers than they are allowed under the marine law. Mr. Rebel will act under the supervision of the inspector, and it is expected that there will be no trouble on the part of the inspectors.

So far only one inspector has been appointed for the summer excursion season, but owing to the unseasonable weather the excursion business so far has been unusually light and the business could be easily attended to by one inspector. A third inspector may be appointed later in the season.

HOTELKEEPER GETS CASH FOUND IN ROULETTE WHEEL.

When room No. 10 at the Eckert Hotel was raided last week and gambling paraphernalia seized and three men arrested, the hotelkeeper, John Eckert, was given a ticket for the Police Court. Yesterday morning in Police Court Judge B. B. Bingham, in a special judgment, ordered that the \$82 be turned over to Frank Eckert, proprietor of the hotel, who was held to answer to the grand jury for permitting a game of chance on his premises. The gambling paraphernalia is being held as evidence, but it was necessary to keep the money, the Special Judge ruled.

BLANK WARRANTS
RESPONSIBLE FOR BREACH WITH COUNTY ATTORNEY.

Magistrate Edward O'Connor Has Something To Say About Discourtesy—Attorney's Response.

Magistrate Edward O'Connor stated yesterday that R. W. Bingham, County Attorney, had come to his office Saturday afternoon and taken from a case on his desk about fifty blank warrants without his consent and over the protest of John Stanford, who was there keeping the office while the others were out. He stated further that while it was a piece of assurance on the part of Mr. Bingham, he had, after considering the matter, concluded not to take any steps against him. The name of Magistrate Irving Hamilton was substituted for that of Magistrate O'Connor by Mr. Bingham and used on the warrants in the movement inaugurated Saturday against alleged Sunday-closing violators. Mr. Bingham denies any culpability in taking the warrants and yesterday made the following statement:

I have not seen a statement by Squire O'Connor, which I understand will appear to-day, but I learn that he charges substantially that I took about forty blank warrants from his office, and that his representative, at the office, objected to my doing so. The facts in the matter are these:

On Saturday afternoon, about 4 o'clock, I went, in company with Mr. Fox, to John Morton & Co.'s to secure a number of blank warrants, forgetting that their place of business was closed on Saturday afternoon. Finding Morton's closed, I went to the office of Squire McGlemy, and found his office closed and locked. I then went to the office of Squire O'Connor, still in company with Mr. Fox, and saw that the entrance to one of the offices in the office, but in a moment or two a man came in whom I had seen about Squire O'Connor's office, and I told him that I wanted to get some blank warrants, if he could let me have them. He hesitated at first to do so, but I then told him that I was the County Attorney, and he very readily agreed to let me have the warrants and showed me where they were. I counted out fifty of these blank warrants, and told him that I would replace them on Monday. As they were printed in the name of Squire O'Connor, of course, it was necessary to erase his name and put the name of Squire Irving Hamilton, in whose court the warrants were to be issued.

Heretofore all of the Magistrates have apparently been glad to accommodate both the County Attorney and Assistant County Attorney, and neither of us has hesitated to borrow what we needed. It is unfortunate that I should have assumed that Squire O'Connor would act courteously in giving us the warrants, and that he would be willing, in this slight way, to aid in the enforcement of the law.

R. W. BINGHAM.

SOME SUGGESTIONS
MADE BY HEALTH OFFICER ON KEEPING WELL.

He Thinks of Several Things the City and Its People Ought To Do This Summer.

For the betterment of health conditions in Louisville during the summer months, Dr. M. K. Allen, Health Officer, yesterday made the following suggestions, which, if carried out, will tend to reduce the death rate materially.

"First, I would suggest that the city sprinkle twice a week all the ponds within the city limits with oil. This work should be started each year about the middle of May and continued until September. It will have the effect of diminishing the number of mosquitoes, as stagnant ponds are great breeding places for the pests. Before the mosquitoes can be exterminated from Louisville, however, it will be necessary for every household to contribute to the cause by seeing to it that no old bottles, cans, or any receptacles capable of holding water is allowed to remain in his yard.

"Second, all grounds on vacant lots should be mowed down. They are not only unsightly, but they serve as hiding places for a lot of trash that propagates disease.

"Third, the streets should be sprinkled every day with oil or water. Dust that is picked up by the wind and blown into the homes is a great disseminator of disease.

"Fourth, the supply of milk should be examined closely and that it contains filth of any kind the matter should be reported to the health officer. Preservatives and coloring matter in milk is practically a thing of the past, so far as Louisville is concerned, but our main fault now is for clean milk."

Dr. Allen asserted that Kentucky is lacking in competent veterinarians and suggested that it would be wise for the next Legislature to pass a law requiring a more stringent examination for veterinarians before they are allowed to practice in this State.

MANY NEW SIDEWALKS
WILL BE ORDERED BUILT BY BOARD TO-DAY.

Twenty-three Contracts Which Are Expected To Amount To a Total of \$14,000.

Lettings for twenty-three new granite sidewalks will be made by the Board of Public Works tomorrow. The sidewalks will be about 4,800 square yards of new sidewalks to be made, and the probable cost has been estimated at \$14,000.

The streets to be improved are as follows: Breckinridge street, from Broadway to Fourth street; Broadway street, from Cherokee Parkway to the city limits; east side of Brook street, from Lexington to Chestnut street; both sides of York street, from Fifth street to Sixth street; north side of Broadway, from Broadway to Jacob avenue; north side of Chestnut street, from Third avenue to point 170 feet west of side of Magnolia avenue; from First street to Floyd street; east side of Hill street, from Fourth avenue to Hill street; west side of Fourth avenue, from Hill street to A street; both sides of Hill street, from Fourth avenue to Fifth street; east side of Sixth street, from Market street to Court Place; north side of Virginia avenue, from Twenty-eighth street to Beech avenue.

CASTORIA
The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of *Dr. H. H. Fletcher* and has been made under his personal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but Experiments that trifle with and endanger the health of Infants and Children—Experience against Experiment.

What is CASTORIA
Castoria is a harmless substitute for Castor Oil, Paregoric, Drops and Soothing Syrups. It is Pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. It cures Diarrhoea and Wind Colic. It relieves Teething Troubles, cures Constipation and Flatulency. It assimilates the Food, regulates the Stomach and Bowels, giving healthy and natural sleep. The Children's Panacea—The Mother's Friend.

GENUINE CASTORIA ALWAYS
Bears the Signature of *Dr. H. H. Fletcher*
The Kind You Have Always Bought
In Use For Over 30 Years.
THE BERTHA COMPANY, 77 MURRAY STREET, NEW YORK CITY.

WHEN YOU BUILD
USE
"KY. Star Brand" Hardwood Flooring
KY. HARDWOOD FLOORING CO.
The Red Gum Doors and Interiors Trim that we use and recommend are Louisville products—home industry.

IRON AND WIRE FENCES
LAWN MOWERS, GARDEN HOSE and SPRINKLERS. VINE TRAINERS, POULTRY NETTING, Etc.
DOW Wire and Iron Works
(Incorporated.)
730 W. Market St.

WE MAKE
The Red Gum Doors and Interiors Trim that we use and recommend are Louisville products—home industry.
THE ALFRED STRUCK CO.
Incorporated.
Contractors and Builders.
Phone Main 40. Louisville, Ky.

THE ARTISTIC SHOP
THINGS—BEAUTIFUL ARTISTIC REFINED
Klauber 340 4th ave

Monon \$12.60
Route Chicago and Return.
Every Day. Compartment Sleepers. Two tiers from Tenth and Main streets. City office, 222 Fourth. Telephones, 1181.

Commonwealth Life Insurance Company
Home Office, 308 W. Chestnut street, LOUISVILLE, KY.
Offers to the People of Kentucky
THE MOST LIBERAL POLICY
That is issued by any company.
Dividends Are Guaranteed
And plainly stated in the policy. Let us explain this contract to you. Address the Secretary.

Flowers For All Occasions
Furnished By **Baumer.**
Special Attention to Out-of-Town Orders.
Aug. R. Baumer, FLORIST.
Both Phones. The Masonic.

BUICK 4-CYLINDER.
New model, just arrived, proves a genuine sensation. Nothing so approachable in the market at anywhere near the price.
MODEL D. 30-HORSE-POWER, with the new front suspension and many high-class features.
Price, delivered, with fine full lamp and horn equipment... **\$1,943**
Come in to see it or send for catalogue at once, as the supply of these splendid cars is very limited.
KY. AUTO CO.
1049 THIRD. Incorporated.
Wintersmith's Tonic for the malaria.

DRUNKENNESS
cured to stay cured without inconvenience or loss of time from business by the James Home Cure for Drunkenness, a product of the famous James Sanatorium. Over 14,000 cases have been successfully treated. Write in confidence for our 60-page illustrated and interesting booklet, sent free under plain cover. **JAMES SANATORIUM, Memphis, Tenn.**

WHAT'S YOUR BID ON THE BAILEY PIANO
IN OUR WINDOW?

It goes at your price! To the highest bidder on June 1. Because of the unusual success of the unique sale of the Nixon Piano last week, and because so many were disappointed by failing to secure it, we have decided to offer this Bailey Piano on the same terms.
THIS PIANO SELLS FROM \$275 TO \$300, according to length of time of payments. It is a well-known Eastern make, and carries a guarantee of 10 years from the manufacturer.
EXAMINE IT AND MAKE A BID. IT'S IN OUR WINDOW.
USE THIS COUPON.

SMITH & NIXON CO.
My bid for the Bailey Piano exhibited in your window is \$.....
I will pay you..... Cash and \$..... Per month until paid.
Name.....
Address.....
C-J.

Seal your bid and either bring it to our store or mail it. All bids should be marked special offer. These bids will be opened Saturday evening, June 1, at 9 o'clock, and the Piano will be awarded at that time to the highest bidder.

SMITH & NIXON CO.
INCORPORATED.
650 AND 652 FOURTH AVENUE.

D. H. BALDWIN & CO.
Manufacturers of
Fine Pianos.
The "Baldwin," "Hamilton," "Ellington," "Howard"
And other well-known makes
Constituting a product that has received the highest honors at home and abroad.
Grand Prize **Grand Prize**
St. Louis 1904. **Paris 1900.**
Salesrooms:
529-531 Fourth Ave.

For the Races.
We have just received a fine line of Timers and Split Second WATCHES.
Our Stock of DIAMONDS is large and at the right prices.
SPECIAL—7-Jewel Elgin in 20-year filled case..... **\$10.00**
GEO. WOLF & CO.,
528 FOURTH AVE.
Members Retail Merchants' Assn.

THE STEEL ANCHOR RANGE, with its extra heavy blast steel, riveted body, lined cast iron flue, non-buckling oven plate, and its heavy doors, which are lined with fire brick, is practically indestructible. The only range that has withstood the TIME TEST, fully a quarter of a century. The name "ANCHOR" guarantees you against imperfection. Ask your plumber for the "ANCHOR" RANGE CO. Successors to Terstege, Gohmann & Co.

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Go-Carts
We sell exclusively the **BLOCH**
Go-Cart, the best made—25 patterns, ranging in price from **\$8 to \$30.**
All recline, have rubber tires and paraflex.
KEISKER'S, 586 Fourth Ave.

Selecting a Stove Very Important.
In selecting a gas range, great care should be used to get the best, as with proper use it will last a lifetime. There are many good ranges now on the market, but we wish to call especial attention to our new **BRIDGEFORD** range, which has many desirable features not found on any other range. You would like the kind of gas stove, but if you had used all the different kinds, you would prefer the "BRIDGEFORD" range. It is made in many styles and is planned for convenience, the oven being the right size and height for baking. The top burners can be lifted out, leaving the entire stove clear of obstruction for cleaning. The burners are electrically constructed and will give the greatest amount of heat for gas consumed, and are consequently economical to use. Only the very best quality of workmanship and material enter into its construction. All parts that are liable to wear or burn out, are made especially strong, making the stove very durable. **FOR SALE TO CASH ONLY.**
BRIDGEFORD & CO.,
INCORPORATED.
Twentieth and Portland Avenue.

Water Consumers, ATTENTION.
Save expense and annoyance by having a Ross Regulator installed BEFORE high pressure from new filter plant is turned on. Ask your plumber about it.
The Ahrens & Ott Mfg. Co.
(INCORPORATED.)

HOUSE-CLEANERS' DELIGHT.
Home and office cleaning made a pleasure and satisfaction when **MAGIC VENEER GLOSS** is used on fixtures, furniture, woodwork, leather couches, painted walls, metal etc. It cleans, polishes, dries and veneers at the same time. No need of water, soap, stains or varnish.
Magic Veneer Gloss Is Transparent, And can be used on the lightest or darkest woods without changing its original color in the least.
If your dealer can't supply you, write, call or Home Phone 5543.
MONEY BACK IF NOT AS REPRESENTED.
SUPERIOR FILTER & SPECIALTY WORKS, 518 3d St.

NOTICE
Church Aid Societies—50 Dollars in Gold Prize in the Gold Medal Flour Contest.
See Mrs. Haffner at her Cooking School, Sixth Floor, Stewart Dry Goods Co., Store Fourth and Walnut.

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